

UNITED STATES DISTRICT COURT

Jury demand date: 4-1-74 by plaintiff

D. C. Form No. 106A Rev.

[illegible]

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-15-74	Complaint filed and summons issued. ds	
1-16-74	U.S. Marsh. service returned and filed. Executed by serving Willford, 1-15-74, at Tulsa, Okla.jj (USM \$4.20)	
1-29-74	Depo. of Richard L. Willford, taken on behalf of Pltf., on 1-16-74, before Jimmie J. Reed, CSR, with fees of \$42.00, filed. v	
1-29-74	Depo. of Marc Turof, taken on behalf of Deft. on 1-16-74, before Jimmie J. Reed, CSR, with fees not listed, filed. v	
2-4-74	<u>Answer</u> of the Deft., filed. v	
3-1-74	MO: Parties are directed to hold PT conference prior to 4-5-74 and file PT order not later than 4-12-74. (AEB-J)v	
4-1-74	Demand for jury trial by plaintiff, filed. ds	
4-16-74	Amendment to answer, filed. ds	
4-23-74	Pltf's Answer to Deft's "Cross-Petition", filed. e	
4-30-74	PRE-TRIAL ORDER, filed.(AEB-J)rm	
6-19-74	Case set for jury trial 7-22-74 at 9:30 a.m. (AEB-J)hm	
7-11-74	Deposition of Jules Lampell taken 7-8-74, in Tulsa, filed.(Fee paid by Pltf.)b	
7-16-74	Amended answer, filed with leave of Court. g	
7-22-74	Pltf's Offer to Accept Policy Limits, filed. lm	
7-22-74	Case called for jury trial. Parties represented and announce ready. Case passed until disposition of criminal jury trials. Parties to be advised of time of trial.(AEB-J)b	
7-24-74	Case called for jury trial. Parties represented and agree to selection of jury by Clerk out of presence of Court. Jury selected by Clerk. Parties and jury appear in Court; parties accept jury as selected. Oath administered. Case passed for jury trial to 10:00 a.m. 7-29-74. (AEB-J)hm	
7-25-74	Dep. of Merritt E. Ashcraft on behalf of pltf, taken before Millie Ballard LSR, 4-12-74 at Tulsa, filed.jj	
7-29-74	Case tried to a jury 7-29, 7-30 & 7-31. Parties represented. Parties announce ready. Jury heretofore empaneled & admonished. Certain stipulations made by parties. Rule invoked. At close of pltf's opening statement, deft. moves for judgment on pleadings & opening statement of pltf's counsel. At close of deft's opening statement pltf. moves for judgment on opening statement of deft. counsel. Court takes deft's motion under advisement & overrules pltf's motion. Deposition of Jules Lampell admitted into evidence & read. At close of pltf's case, Deft. moves for dismissal & renews motion for judgment. Under advisement. Deposition of Jules Lampell not to (Continued)	

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
(7-29-74)	Cont'd) be submitted to Jury, since parts were excised by objections being sustained by Court. At close of deft's case, Deft's renewed motion for judgment on the pleadings & on opening statements & directed verdict overruled. Pltf's motion for directed verdict on counter-claim overruled. Closing arguments made. Instructions given. Bailiff sworn. Jury begins deliberating at 1:30 P.M. on 7-31-74. (2:40 P.M.) Jury returns with verdict for Deft. Verdict ordered received, read & filed in open court. Jury discharged at 2:43 P.M. Court orders Judgment spread of record by Clerk & Deft. to prepare order. (AEB-J)b	
7-31-74	Trial exhibits filed. (large ones in exhibit room) b	
7-31-74	Verdict, filed, finding for deft. & assessing his damages on his counter-claim in amount of 100%. (AEB-J)b	
8-12-74	Motion of pltf. for new trial (briefing set out in mot.), filed. lm (to 8-23-74)	
8-13-74	MO. Court orders that deft. is given ten days/ from this date to file a response to pltf's motion for new trial. (AEB-J)lm	
8-15-74	Judgment filed and entered that Pltf. recover nothing & Deft. have Judgment against Pltf. in the amount of \$1,349.86. (AEB-J)b copies mailed	
8-21-74	Deft's response to mo. for new trial and Brief in support thereof, filed. lm	
8-28-74	Order, filed & entered, overruling pltf's mot. for new trial. (AEB-J)g <i>Order mailed</i>	

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